

WYOMING RULES

What not to do!

John Barnes
Surface Water Administrator
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1974 Rules

- Current rules were promulgated in 1974 in five parts.
- Floyd Bishop was State Engineer.
- We are now three State Engineers later.
- State Engineer Fassett likes to use policies because he felt it gave him more flexibility.
- State Engineer Tyrrell wants the rules updated!

Rule Updates

- Frank Trelease worked on them prior to 1991.
- Work has progressed since 1991.
- Rules in electronic format.
- Rules projected on screen and edited on the fly.
- Need to comply with Rules on Rules.

The Problem

- 2006 repeal of Part V dealing with applications.
- Legislative Service Office and Attorney General's Office okay with the process.
- Governor's attorney told WSEO to seek general rule making authority.

2007 Legislative Session

- Bill for general rule making supported by the Joint Ag Committee.
- Made it through the Senate.
- Met with well users in the Triangle Area on regulation.
- Goshen County legislators indicate SE going to ruin Goshen County economy.
- Bill reconsidered by Ag Committee – Didn't pass!

2008 Legislative Session

- Working with Joint Ag Committee.
- Will submit a new bill seeking general rule making authority.
- Budget Session – Any non-budget bill will take a 2/3 majority for introduction.
- May have new rules by the end of 2008.